

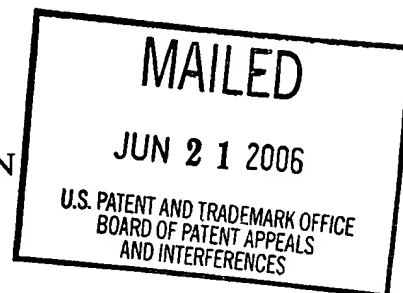
The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte HAMID RABIE,
HIDAAT HUSAIN and HENRY BEHMANN

Application No. 09/425,234



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 8, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed three (3) Terminal Disclaimers dated June 10, 2002, June 19, 2002 and October 12, 2002. It is not clear from the record that the Terminal Disclaimers were considered by the examiner. A written communication notifying appellant of the examiner's consideration of the above-identified Terminal Disclaimers.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the examiner for:

1. Consideration of the Terminal Disclaimers dated June 10, 2002, June 19, 2002 and October 12, 2002, and
2. For any further action as deemed appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

A handwritten signature in dark ink, appearing to read 'Dale M. Shaw', is written over a horizontal line.

DALE M. SHAW
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DMS/dpv

Application No. 09/425,234

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